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FACSIMILE COVER SHEET

Date: November 11, 2002

From: John R.S. Orange **Our File:** 00001-0436

To: **Name:** Minghua Qu
Firm:
City: Mississauga ON

Fax No.: (905) 858-6173
Tel No.: same as fax number

TOTAL # OF PGS. INCL. COVER SHEET: 7

The original of this fax will be: **Filed** [x] **Mailed** [] **Couriered** []

MESSAGE:

Please see attached.

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/092,972	03/08/2002	Scott Vanstone	00001-0436

CONFIRMATION NO. 1483

FORMALITIES LETTER

OC000000007850619

Orange & Chari
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Toronto, ON M5K 1H6
CANADA

COPY

Date Mailed: 04/11/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of $130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is $ 130.**

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE

11/14/2002 NMOHAMM1 00000045 10092972

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BY FACSIMILE

November 11, 2002

Our File: 00001-0436

Minghua Qu
5495 Middlebury Drive
Mississauga ON
L5M 5G7

Dear Minghua:

Re: United States Patent Application No. **10/092,972**
For: **Key Agreement & Transport Protocol**
Applicant: VANSTONE et al.

As I think you are aware, we have been trying to obtain from you a document that is required for filing in the US Patent Office. This document is required to complete the formalities on a patent application in which you are named as inventor. This application is related to an application that has previously been filed on which you executed the required declaration. The present application is a continuation of that earlier application and so needs to include a document with your signature.

I understand that Brenda Klein has contacted you in the past asking for your signature, but has not heard anything further from you since that telephone discussion. We now have a deadline in which to file the document in the US Patent Office, which will expire on the November 12, 2002 (i.e. tomorrow). If we do not have the signed document by that date, we will have to file a declaration in the US Patent Office outlining the circumstances in which we have tried to obtain your signature, but that you have refused. If the US Patent Office determines that we have established the right to the invention by virtue of your employment with Certicom and your earlier assignment of the rights in the related application, then it will allow the application to proceed.

I am therefore enclosing a copy of the declaration that requires your signature and would ask you to consider signing that and returning it to me by fax so it may be filed tomorrow. If you do not wish to sign the declaration, would you please simply send a fax to me indicating that you do not wish to sign. We will then file the necessary documents and/or declarations in the US Patent Office to maintain the application pending.

If you wish to discuss this in detail, please give me a call.

Yours very truly,
ORANGE & CHARI

John R.S. Orange

JRO/mh
Encl.